



General Assembly

February Session, 2016

Raised Bill No. 300

LCO No. 1900



Referred to Committee on PUBLIC HEALTH

Introduced by:
(PH)

AN ACT CONCERNING NEW BRITAIN WATER COMPANY LAND.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) (a) Notwithstanding any provision
2 of chapter 474 of the general statutes or the regulations of Connecticut
3 state agencies, the city of New Britain may change the use of its water
4 company owned class I and class II lands to allow for the lease of
5 approximately 131.4 acres, more specifically described as 0 Biddle Pass
6 in the town of Plainville, provided such lease is part of a contract to
7 which the city of New Britain is a party and the contract includes
8 provisions to accomplish the following:

9 (1) The lease and subsequent use of such land effectuates an
10 increase in the future safe yield of a pure and adequate supply of
11 drinking water for the city of New Britain and the surrounding area
12 served by the city;

13 (2) By the conclusion of the lease, the person or entity to which such
14 land is leased prepares the site for a public drinking water reservoir
15 that is capable of supplying an adequate safe yield of public drinking

16 water consistent with the most recently approved water supply plan,
17 and the surrounding land for reforestation;

18 (3) The extraction of stone or other material from such land or any
19 adjacent land is a sufficient distance from residential homes as to
20 prevent unreasonable disruption of residential use;

21 (4) Such lease is for a term of forty years or less; and

22 (5) Any conveyance of land immediately adjacent to the 131.4 acres,
23 more specifically described as 0 Biddle Pass in the town of Plainville,
24 shall contain appropriate deed restrictions sufficient to maintain a
25 forested buffer of not less than 1,000 feet measured from the quarry
26 zone line.

27 (b) The contract authorized by subsection (a) of this section shall not
28 be executed by the city of New Britain until the mayor of the city of
29 New Britain has proposed said lease and contract to the Common
30 Council of said city with a recommendation to the Common Council
31 for approval of the lease and contract. Said Common Council shall not
32 consider such proposal until such time as all appropriate authorities in
33 the city of New Britain and the town of Plainville have approved the
34 proposed use of said land.

35 (c) Prior to the commencement of any activities on the
36 approximately 131.4 acres, more specifically described as 0 Biddle Pass
37 in the town of Plainville, and subsequent to the lessee receiving all
38 necessary federal, state and municipal approvals to commence
39 extraction or reservoir development activities on such site, the lessee
40 shall obtain deed restrictions for a minimum of twice the acreage that
41 has been approved for extraction activities, which restrictions (1)
42 prohibit the use and development of such acreage adjacent to such site
43 for anything other than open space purposes, (2) permanently dedicate
44 such acreage for land uses such as public parks or forests or natural
45 areas, including, but not limited to, reservoirs, (3) require such acreage
46 to be preserved predominantly in its natural scenic and open space

47 condition that may allow for camping, hiking, forestry, fishing,
 48 wildlife or natural resource conservation, and (4) prohibit all other
 49 building or development except as may be required for source
 50 protection and to meet water quality standards, if used as a public
 51 water supply. In the event that the maximum amount of acreage on the
 52 site is approved for mineral extraction, such acreage restricted under
 53 this section shall include a minimum of seventy-five acres adjacent to
 54 the site and located in the town of Southington and, if requested by the
 55 town of Southington, shall be deeded to the town at no cost to the
 56 town; a minimum of ninety-four acres adjacent to the site and located
 57 in the town of Plainville and, if requested by the town of Plainville,
 58 shall be deeded to the town at no cost to the town; and a minimum of
 59 ninety-four acres adjacent to the site and located in the city of New
 60 Britain, inclusive of the reservoir and, if requested by the city of New
 61 Britain, shall be deeded to the city at no cost to the city.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To allow the city of New Britain to change the use of its water company owned lands.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]